

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DARRELL LAMONT SMITH, JR.,) NO. EDCV 11-00545 RGK (SS)
Petitioner,)
v.) ORDER ADOPTING FINDINGS,
TIM VIRGA, Acting Warden,) CONCLUSIONS AND RECOMMENDATIONS
Respondent.) OF UNITED STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all of the records and files herein, and the Magistrate Judge's Report and Recommendation. The time for filing Objections to the Report and Recommendation has passed and no Objections have been received. Accordingly, the Court accepts and adopts the findings, conclusions and recommendations of the Magistrate Judge.

1 **IT IS ORDERED** that the Petition is denied and Judgment shall be
2 entered dismissing this action with prejudice.

3
4 **IT IS FURTHER ORDERED** that the Clerk serve copies of this Order and
5 the Judgment herein on Petitioner at his current address of record.

6
7 **LET JUDGMENT BE ENTERED ACCORDINGLY.**

8
9 DATED: May 18, 2011

10
11 
12 R. GARY KLAUSNER
13 UNITED STATES DISTRICT JUDGE